

1 **JASON I. SER**

California State Bar No. 201816

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7
8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA
10 **(HONORABLE THOMAS J. WHELAN)**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 TOMAS SANTILLANES-LOPEZ,

15 Defendant.
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Case No.: 07cr3108-W

Date: April 1, 2008

Time: 2:00 p.m.

DECLARATION OF TOMAS SANTILLANES-
LOPEZ IN SUPPORT OF MOTIONS TO
SUPPRESS

21 I, Tomas Santillanes-Lopez, declare under penalty of perjury:

22 1. I am the defendant in the above-captioned case and make this declaration in
23 support of a motion filed by my attorney.

24 2. At some time around 7:00 a.m., on November 4, 2007, I arrived at the Calexico
25 Port of Entry.

26 3. I was sent to secondary inspection by primary inspectors.

27 4. At secondary inspection I was removed from the vehicle.
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1 5. Thereafter, I was taken to a security office, and later placed me in a holding cell at
2 the port where I was kept, alone for several hours until I was taken for questioning.

3 6. Several agents later interrogated me about the car and the cocaine they claimed to
4 have found and other topics. I was trying to be cooperative and did not understand the legal
5 ramifications of answering their questions or what my constitutional rights were.

6 7. The warnings I received were confusing, in particular the waiver provision
7 because it told me I waived all my rights, including the right to stop answering questions.

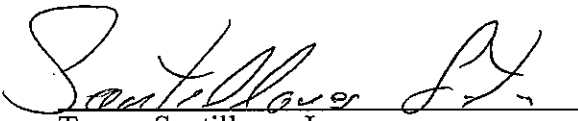
8 8. During the questioning by the agents, I made statements explaining how I came to
9 be the driver of the vehicle at the port of entry.

10 9. I felt pressured to speak with the agents.

11 10. This declaration has been read to me in Spanish and I adopt it as my own
12 statement.

13 I swear that, to the best of my knowledge and memory, the foregoing is true and correct.

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15 Dated: 3/28/08

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17 _____
18 Tomas Santillanes-Lopez
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